

4 So she said, you're going to get out of
5 here. I have the deeds to this house. You
6 don't have any proof at all. And I said,
7 oh, yes, I do. I said, I know I've been
8 living here, I said, and you're not going
9 to put me out of here like this. I said,
10 what are you trying to do?

11 So the guys came in I guess as a
12 threat. And so I said, well, I'm going to
13 call the police. Well, you call the
14 police. The police can't do anything about
15 this because I've got my proof right here.

16 So I think at that time, I think I did
17 call the police. And so she told me I had
18 to get out. While he was on his way, they
19 were still telling me to get out of the
20 house. And I told them -- I said, I'm not
21 going anywhere, I said, and we'll
22 straighten this out. I said, you guys are
23 going to get out of here.

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1 So the police came, and so we told the
2 police what was going on. And so she had
3 the deed, and she handed him the deed. And
4 so I told him, I said, yeah, but she has
5 the other paperwork, too, I said, because
6 I'm buying this from her. And she made --
7 he's not buying a damn thing from me. And
8 this is my house, I have the deeds, and I
9 have the right to put him out.

10 So I said, well, even if that were so,

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11 you don't have the right to put me out. I
12 said, I don't have to go anywhere right
13 now. I said, you would have to go through
14 a procedure to put me out of here. I said,
15 but I don't want any trouble. I said, I've
16 got good neighbors. I don't even want them
17 to know what's going on. She said she
18 didn't give a damn about that; all she
19 wanted was my ass out.

20 So the nephew was in the background,
21 telling me I had to get out, and he was
22 threatening. So because of her and my
23 relationship, I didn't say a thing to him.

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1 I just let him talk.

2 And then I got phone calls from the
3 daughter. The daughter called and said,
4 what's this? You remember telling me
5 that -- at one time that you were buying
6 this house from my mom? Because she had
7 given me a lot of problems before. So I
8 just told her what was happening. I said,
9 now, your mom and I had an agreement. I'm
10 buying this house.

11 And so on the phone, she reminded me of
12 that. She said, you remember telling me
13 that you were buying the house from my
14 mom? well, what's this stuff about? My
15 mom has the deeds to the house, and my mom
16 said that she owns the house. And so she
17 said, you're going to get yours, so on,

1 Q. And how long had you lived in Rosedon Drive?

2 A. From 1994 -- I don't remember the month.

3 1994 to January -- I mean, January 18th of
4 this year.

5 Q. And where did you live before that, sir?

6 A. I lived on 117 National.

7 Q. And what --

8 A. In Montgomery. That's --

9 Q. Where about is that?

10 A. That's right off of -- off of -- what's the
11 main street?

12 Q. You mean like downtown or --

13 A. Uh-huh. It's right over off of Cleveland
14 Avenue.

15 Q. All right. And about how long did you live
16 there, sir?

7 A. About eight years.

8 Q. About before that, where did you live, sir?

9 A. In Cloverland Shopping Center -- Apartments.
10 Cloverland Apartments.

11 Q. And about how long there, sir?

12 A. I guess about eight years.

13 Q. And that's fine. Just approximately. And

1 the police report on the telephone
2 conversation I had with the lady, when I
3 asked her to send the police to meet me, she
4 said meet them at the house, and I told her,
5 I said, no, I don't want to do that. I said
6 I'd rather wait somewhere else. And she
7 said -- and the lady on the phone said, okay,
8 well, can you wait at a neighbor's around the
9 corner? And I said, yes, I'll do that. And
10 I did. I waited up the street at a
11 neighbor's house until the police came by,
12 and then I went. The police parked in front
13 of the door and I parked behind it. And then
14 they saw me, Officer S. J. Watts.

15 Q. Now, Officer Watts --

16 A. Officer Watts was --

17 Q. -- was the officer who was with you --

18 A. When I went to the house.

19 Q. -- on the night --

20 A. On the night that this happened. On the
21 18th. That -- that was the same day that I
22 was evicted.

23 Q. All right, sir. Again, help me if you

1 that was the trespassing incident.

2 And then I was also -- in Birmingham,
3 about three weeks later, I got a letter from
4 the Sheriff's Department there. And she had
5 said that I had said -- told her daughter in
6 a -- in a telephone conversation that I would
7 kill her and that the neighbors had told
8 her --

9 Q. Would kill whom?

10 A. Ms. Dumas.

11 Q. All right, sir. I'm sorry. Let me see if
12 I've got the sequence of events. About 8:30
13 in the morning, the incident occurred that
14 you've described --

15 A. Occurred, uh-huh.

16 Q. -- previously?

17 A. Yes, sir. But, now, this policeman who came
18 that morning was not the same one. This one
19 here is the one that came on the 18h that
20 night and on the 19th.

21 Q. Okay. Let me see if I can -- and I
22 apologize. I'm, afraid, trying to gather all
23 this information; I'm getting my dates and

1 days messed up. The first incident is at
2 about 8:30. How long did that last, just
3 approximately?

4 A. Oh, gosh. It seemed like a lifetime, but I
5 assume I didn't even stay there 40 minutes,
6 because they gave me five minutes to leave.
7 But with everything happening and stuff, I
8 know it was -- I stayed there 20 minutes I
9 know trying to get what I could, because he
10 threatened me and told me he'd put me in jail
11 if I didn't hurry and get out.

12 Q. And you said that officer was not Mr. Watts?

13 A. Not the same, no, sir.

14 Q. Can you describe -- was it one or more
15 officers?

16 A. Just one officer.

17 Q. And how would you describe that officer?

18 A. He was a black officer. I didn't pay him any
19 real attention. I couldn't remember much of
20 anything that morning. I was really just
21 trying to figure out what I was going to do
22 next, you know, because of him putting the
23 pressure on me telling me that I had to

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1 Q. Ms. Dumas?
2 A. Ms. Dumas and two other -- from what I saw,
3 there was only two other guys with them. So
4 there was a total of four that I saw.
5 Q. And they appeared to be friends of the nephew
6 or Ms. Dumas?
7 A. I don't know who they were friends of. I
8 didn't know them. But, you know, they all
9 came in and they were all yelling. Well, the
10 two that I -- that came in, I -- they didn't
11 say anything. It was just she and her
12 nephew. And they were the ones who were
13 yelling get out, get out, you got to get out,
14 it's time for you to go.
15 Q. All right. Now, when did Mr. Hardy arrive?
16 A. I guess it may have taken him six or seven
17 minutes or so. He got right there really
18 quick there. It wasn't long at all.
19 Q. And his first name is?
20 A. Thomas.
21 Q. Okay. Does he live in the same area?
22 A. No. He -- he -- he lives in the Twin Gates
23 area. But I -- when I called him -- I don't

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1 Q. And when you left the house on Rosedon, where
2 did you go?
3 A. To Mr. Hardy's house.
4 Q. And about how long did you stay there, sir?
5 A. I stayed there about three or four hours, I
6 guess, until I decided that there were -- I
7 needed to go back and get the money out of
8 the safe and my medicine that I had left.
9 Q. And that's when you called the police to
10 assist you in going and making the entry?
11 A. Yes, sir.
12 Q. And then that's when you first saw --
13 A. Mr. Watts.
14 Q. Mr. Watts. And, I'm sorry. Is 5:18 p.m., is
15 that the time you arrived or when you called
16 him when you first saw him?
17 A. I'm not sure. It might have been the
18 time -- I'm -- I think it probably -- he put
19 it down at the time that I called. I'm not
20 sure.
21 Q. All right. Is that Lieutenant Signore?
22 A. Yes, sir. He's the one I saw yesterday who
23 told me if I needed any other information,

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1 remember whether he was on a cell phone or
2 where I called him, but he got there
3 fairly -- pretty fast.
4 Q. If you would help me, where is Rosdon? Is it
5 Rosdon or Rosedon?
6 A. Rosedon. It's right off Woodley Road. You
7 go down Woodley Road to Peter Crump School,
8 and it's right there -- that subdivision
9 right there right at that light a block from
10 Peter Crump. It's the -- Spring Valley.
11 Q. Okay. That would be the neighborhood. I
12 gotcha.
13 A. Uh-huh.
14 Q. After Mr. Hardy arrived, about how long were
15 you there?
16 A. Maybe ten or 15 minutes.
17 Q. Fair enough. Now, was the police officer --
18 just one police officer there the entire
19 time?
20 A. Yes, sir.
21 Q. Did any charges arise out of that 20 to 40
22 minute confrontation with Ms. Dumas?
23 A. No, sir.

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1 that I could call this number and maybe he
2 could help me.
3 Q. Okay. Is he some sort of supervisor --
4 A. Yes, sir.
5 Q. -- for that division? And how would you make
6 contact with Lieutenant Signore?
7 A. I went down and requested the information on
8 the incident for that -- for my arrest. And
9 they didn't have anything on the morning of
10 that. The only thing they had was the arrest
11 thing. That's all that they found. They
12 didn't have anything on the -- I guess on the
13 call that morning or anything. This was all
14 that I was able to get was the -- the arrest
15 portion of it.
16 Q. Did they give you a report on the arrest?
17 MR. ROUNTREE: Yes. George has got
18 it. He took it to make a copy.
19 He's going to bring it back.
20 MR. SHEEHAN: Thank you.
21 Q. I guess that report is going to say about how
22 long --
23 A. It doesn't -- from what I could see, it

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| <p style="text-align: right;">Page 178</p> <p>1 didn't have how long I stayed in there. 2 MR. ROUNTREE: It's a very poor report. 3 Q. Prepared by Mr. Watts, I guess? 4 A. Maybe. I'm not sure, because -- no, sir, it 5 was not. It was -- because what happened was 6 I -- we never could find out who it was who 7 made the actual report and put -- had me put 8 in jail. We never found out who that was. I 9 don't know who it was. Because when I went 10 to try to get some help from the police 11 on -- on the 20th, I think it was -- let's 12 see. 18th, 19th. On the 20th, I went down 13 to a couple of lawyers and asked questions 14 about what I could do to get my belongings 15 out of the house. They said it was a civil 16 matter and it would be a lot of work. And so 17 they suggested that I go to the County. I 18 went to the County and I asked them. They 19 said they couldn't do anything because it was 20 a civil matter. I went to the police 21 department -- 22 Q. Now, when you say you went to the County, 23 would that be the Sheriff's Department?</p> | <p style="text-align: right;">Page 180</p> <p>1 and I stepped out, I guess it was a matter of 2 15 minutes. Because after he heard whatever 3 it was she told him, he kept telling me be 4 quiet, be quiet, don't say anything, listen 5 to me. And then he told me you've got to go, 6 she's only going to give you your medicine. 7 And I told him, I said, well, sir, I got 8 other things in there I need to get. I said, 9 I need -- I said, walk with me -- walk 10 through here with me, let me get what I need 11 to get and then I'll leave. Sir, you're not 12 going in there. She doesn't want you in 13 there, you're not -- I said, I live here. 14 These are my things. I said they're sitting 15 on -- eating my food and sitting on my 16 furniture, and I -- and these are strangers 17 going through everything I have. They went 18 through it piece by piece and threw away or 19 kept whatever they wanted to keep. These are 20 things that were mine. I'm an adult. 21 Whatever I had in there was mine. And they 22 went into the safe. The pictures that were 23 shown yesterday, now, some of those I didn't</p> |
| <p style="text-align: right;">Page 179</p> <p>1 A. Yes, sir, uh-huh. 2 Q. I'm sorry. 3 A. I went to the police department then on 4 Ripley and I requested their help. And the 5 young lady stated that she could not do 6 anything for me, but that she had some sad 7 news for me; that I would be retained because 8 there was a warrant for my arrest for 9 criminal trespass. 10 Q. Is that first time that you learned that she 11 had sworn out a warrant for you? 12 A. Yes. Well, they had mentioned it the 13 night -- you know, when the police and I went 14 in that night before, they had mentioned it, 15 because he had told her that she had the 16 right to do it. But I didn't know whether 17 she would or not because she kept yelling, 18 I'll put you in jail, I will put you in jail; 19 but I didn't know that she, you know, would 20 go through with it. 21 Q. About how long did the incident with Officer 22 Watts -- how long did that take? 23 A. After we initially went into the back door</p> | <p style="text-align: right;">Page 181</p> <p>1 know anything about. I had -- you know, 2 because I have other roommates who had lived 3 with me through the years. But the ones that 4 I did recognize were in my safe. And so I 5 know she had to have gone into my safe to get 6 those. 7 Q. When you went in with Officer Watts that 8 Sunday evening, did you see the safe? 9 A. I wasn't able to go in. 10 Q. Okay. 11 A. I was in the kitchen at the back door, and I 12 wasn't allowed to go in. 13 Q. Were the nephew and his two friends still 14 there Sunday evening? 15 A. The nephew -- I didn't see anybody but she 16 and the nephew. They were the ones who came 17 rushing in cursing the police and me out. 18 And so they were -- they were the only ones 19 that were there. 20 Q. That Sunday evening? 21 A. That Sunday evening. 22 Q. All right, sir. You stayed there about 15 23 minutes give or take?</p> |

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1 A. Yes, sir.
2 Q. And then where did you go, sir?
3 A. I went back around the corner to a friend of
4 mine, Ms. Vaughn's house. She lived
5 around -- she lived on 207 Riding Avenue.
6 And I went around to her house to wait for
7 the police to pass by so I could tell him my
8 money was in there so he could take me back
9 to get it, but he never showed up.
10 Q. Is that where he had met you?
11 A. That's -- he was the one who was called, and
12 that's where he met me, at the house,
13 uh-huh. And so I waited for him to come back
14 by so I could stop him, but he never did show
15 up. So I asked her if she would take me
16 around that way. So she took me around. And
17 when she took me around, he was standing
18 there watching the movies with Ms. Dumas and
19 all. That's why --
20 Q. The police officer?
21 A. The police officer. That's why he was there
22 and had not left. She had shown him quite a
23 few of the movies and stuff, and he was

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1 A. '84 Lincoln Mark VII.
2 Q. So when you drove by, you were in the '84
3 Lincoln --
4 A. No, sir. I was in Ms. Vaughn's car.
5 Q. Okay. And after driving by, about what time
6 was that, sir?
7 A. Gosh. This was about five something. So I
8 guess it had to be somewhere around six or
9 something. I'm not sure. It -- it was dark,
10 though. It had gotten dark.
11 Q. And where did you go then, sir?
12 A. I left her house and went to my sister's in
13 Birmingham.
14 Q. So that evening, you drove to Birmingham?
15 A. Yes, sir.
16 Q. And I'm sorry. You probably gave us the name
17 of your sister, but your sister --
18 A. Mary Drake.
19 Q. And she lives at --
20 A. 5608 Terrace J, as in John.
21 Q. The letter --
22 A. Just the letter J, uh-huh. And that's
23 Birmingham, Alabama.

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1 watching them with her.
2 Q. At night?
3 A. And then we went -- yes, sir, that night.
4 After I -- after they made me leave. And so
5 we went up the street, came back by to make
6 sure that that's what we saw. And so -- so
7 we slowly went on by, and then I left and
8 went on to Birmingham after he had told me if
9 I come back, they would arrest me.
10 Q. I'm sorry. Ms. Vaughn's name is?
11 A. Jennifer Vaughn, uh-huh.
12 Q. Now, is she -- was she a neighbor?
13 A. She was a neighbor, uh-huh. Yes, sir.
14 Q. All right. When you left the house, did you
15 have transportation or did you have to borrow
16 someone's car?
17 A. No. I had -- I had my car. Now, I had left
18 one in the yard. I had two cars. I
19 had -- one was left in the yard that she had
20 pulled in. She had that one --
21 Q. What make and model was that, sir?
22 A. It was a '93 Mercury Grand Marquis.
23 Q. And the one you were driving was a --

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1 Q. Okay. And her telephone?
2 A. 35208 is the zip.
3 Q. And her telephone number is?
4 A. 205-924 -- I'm -- I'm sorry. 923-4432.
5 Q. 4432?
6 A. Yes.
7 Q. How long did you stay there at 5608 Terrace?
8 A. From that day until today. I'm still there.
9 Q. Oh, I'm sorry. You spent the night there?
10 A. Yes, sir.
11 Q. Did you come back to Montgomery the following
12 day?
13 A. Came back -- no. The following day was when
14 the incident happened. I couldn't come back
15 because they told me they'd put me in jail if
16 I came back. So I wasn't -- I didn't come
17 back.
18 Q. Was it Officer Watts who told you he was
19 going to put you in jail?
20 A. Both officers. The one that morning of the
21 18th that came out told me if I came back,
22 that they would have to arrest me.
23 And -- and then -- but he did say that if I

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1 needed to come back, call an officer and they
2 would probably send somebody to come back
3 with me if I needed to come back. But I had
4 to leave or he would put me in jail that
5 morning. Okay. And then I called Officer
6 Watts, and he -- after her -- hearing
7 Ms. Dumas and she had the deeds and all of
8 this, to the house, and then he told me that
9 I had no rights and that I had to leave and
10 that if I came back, that I would be
11 arrested.
12 Q. Can you describe Officer Watts for me?
13 A. He was a black officer also. I guess he
14 might have been about six-two, three -- I'm
15 not sure, really -- and about 200 or so
16 pounds.
17 Q. Did he say he had had any communication with
18 the officer from the morning?
19 A. No, sir.
20 Q. Do you think he had any knowledge of what had
21 taken place that morning?
22 A. I doubt it. I doubt it. I don't think they
23 did. Because that was early morning and this

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1 A. She lives in Birmingham.
2 Q. And the address there is?
3 A. I don't know her's either right offhand. But
4 I received the call from Linda. And she had
5 stated that I needed to get down here because
6 my things were being put out on the street.
7 And so I told her I couldn't come because
8 what he had told me, I would be arrested.
9 And I said, well, is there anything that you
10 can do? So she can -- so I guess there
11 wasn't anything she could do.
12 But I didn't know that they had talked
13 to my daughter, too. And my daughter had
14 gotten some people and they were on their way
15 down here to try and retrieve whatever they
16 could, whatever help they could give.
17 Because after she heard it, that's what she
18 did, she just came on.
19 Q. Okay. Now, I'm sorry. Ms. Bryant from
20 Birmingham --
21 A. My daughter, uh-huh.
22 Q. -- came down?
23 A. Came down.

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1 was that afternoon.
2 Q. So probably a different shift?
3 A. Yes, sir, uh-huh.
4 Q. So Monday morning, about what time did you
5 get up at your sister's?
6 A. It was early, because I couldn't really
7 sleep. I didn't really get any sleep that
8 night. So I remembered getting a call from
9 my daughter's sister. Yes, it was my
10 daughter's sister. We -- I don't
11 have -- she's not my child. Okay.
12 Q. And her name is?
13 A. Linda Grant.
14 Q. And where does she live, sir?
15 A. She lives here in Montgomery.
16 Q. At --
17 A. And I don't know her address, but it's in
18 Spring Valley in the same area around the
19 corner from where I was living. But she's on
20 Spring Valley Drive.
21 Q. All right. And your daughter's name is?
22 A. Aliya Bryant.
23 Q. And where does she live, sir?

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1 Q. All right, sir. Did you ride with her?
2 A. I did not. I never came -- I never left -- I
3 haven't been in that area since it happened.
4 I -- she -- I stayed in Birmingham.
5 Q. All right. Did Ms. Grant go by?
6 A. She helped Ms. -- she helped my daughter to
7 get whatever they could get.
8 Q. Okay. So Ms. Grant and Ms. Bryant went to
9 the house on Monday?
10 A. Yes, sir.
11 Q. Okay. About what time did they arrive?
12 A. I don't know. I -- I couldn't tell you,
13 because I really didn't even know my daughter
14 had come until later on when I found out she
15 had come and tried to retrieve whatever she
16 could for me.
17 Q. Okay. And what did they -- what were they
18 able to get?
19 A. They were able to get my bedroom suite -- the
20 master bedroom suite. They got most of it.
21 It was damaged quite badly, but they did
22 get -- get it on the truck, because it was
23 just them and a couple of people helping

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1 them. And they got a couple of pieces of my
2 grandmother's antique dinette. And I guess I
3 got a pair of shoes or something like that,
4 and that's about it. They got little shirts
5 and stuff like that that they could get. But
6 I didn't get anything any more than that.
7 Q. Okay. When did they get that stuff?
8 A. That day. That was that Monday.
9 Q. Okay. About what time?
10 A. I don't know. I don't even know what time
11 they got there or were there. Because, like
12 I said, I didn't even hear about her being
13 there until later on that day.
14 Q. About what time did you hear that she was
15 there, Ms. Bryant?
16 A. That evening. I guess it was afternoon about
17 three or four o'clock, I guess, something
18 like that.
19 Q. And when she called -- did she call you?
20 A. I don't remember. I don't remember how I
21 found out she was there.
22 Q. Okay. But about three or four o'clock, you
23 had some word from Ms. Bryant?

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1 the book, I think.
2 Q. Okay. Did she have a cell phone as well?
3 A. I don't know.
4 Q. Could you get that information to your
5 lawyer?
6 A. Okay.
7 Q. Thank you, sir. And, again, what that will
8 do is help us with the chronology of events.
9 A. Okay.
10 Q. So when did you next hear from anyone, say,
11 after the call from Linda Grant advising you
12 that they were moving your stuff out?
13 A. I don't remember hearing from anyone after
14 that. But I remember making a call myself.
15 I made a call to a few people. But I know I
16 got in touch with one lady who had went to
17 therapy with me who I had met in therapy.
18 And I called her because I couldn't -- I
19 don't remember who else I tried to call, but
20 I couldn't get anybody. But, anyway, I
21 called her and asked where she was in the
22 area, and she told me. I said, well, will
23 you please do me a favor. And I tried to

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1 A. Had some word that -- uh-huh, that she had
2 tried to get some things, uh-huh.
3 Q. And what did she say?
4 A. I don't even remember who it was that told
5 me. I'm at a loss for that. Really, at that
6 point, I don't know who told me, but I
7 remember their saying that my daughter was
8 there, she had tried to get certain things.
9 And I don't remember if she's the one called
10 me or who called me. You know, because I was
11 really trying to visualize everything in the
12 house sitting on the street and people coming
13 and stuff. So --
14 Q. Sure. What was your daughter's cell phone
15 number?
16 A. I don't have it.
17 Q. Okay.
18 A. But I can get all of that for you.
19 Q. Okay. And, I mean, that might help us with
20 the timing, anyway.
21 A. Okay.
22 Q. What about Linda Grant's telephone number?
23 A. I don't know that either. I think she's in

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1 tell her what was going on. I asked her,
2 will you please go by there -- because I
3 didn't know if anybody then -- and I didn't
4 know my daughter had went or anything -- and
5 I said, and see -- maybe see what's going on
6 for me. And so she said, okay. And
7 she -- her name is Crum. Marie Crum. And
8 she said that she would go by and see what
9 she could see. And she got there and she
10 called me and she said, Ted -- she said,
11 Lord, she said she felt sorry for me. She
12 said this is ridiculous. She said all of
13 your stuff is out in the yard and she said
14 there were people all over the place. And so
15 she said that -- so I said, well, can you try
16 to stop them while I call the police. And
17 she said, well, a policeman is already here.
18 And so I said, well, can I speak to the
19 officer. So she said, okay, and she called
20 him. She called him and she said, sir, can
21 you come here for a minute. He came over,
22 she gave him the phone. And I told him, I
23 said, well, sir, I said, I'm -- my name is

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| <p style="text-align: right;">Page 194</p> <p>1 Ted Davis. I said, that's my stuff. I said, 2 can you please stop them from getting it. 3 And he laughed and said, sir, I don't see 4 anybody getting anything. Everything is 5 okay, you know. And -- and so I said, okay. 6 And he gave the phone back to her, Ms. Crum. 7 And she told me, she said, Ted, he's lying. 8 She said, there's trucks in your driveway, 9 people are putting stuff on the trucks. She 10 said, there's a lady that just grabbed a 11 bottle of liquor or something -- a lady or 12 child or something -- and just ran across the 13 street with a bottle of liquor. And people 14 are going through the bags and putting bags 15 on the truck now. And then that's when I 16 told her to go up and take -- asked if she 17 saw my neighbor Mr. Johnson. And she said 18 yeah. And I said, will you go and see if 19 he's there and if he is, let me talk to him. 20 And I went -- and she took it up there and 21 asked him if he was Mr. Johnson and he said 22 yes. I talked to him and I -- and he said, 23 well, Ted, I tried. He said, but every time</p> | <p style="text-align: right;">Page 196</p> <p>1 A. Get whatever you want. 2 Q. Now, Mr. Johnson is Mr. -- 3 A. Don Johnson. 4 Q. And he was a neighbor -- 5 A. He was two doors up from me. There was a 6 house between his and mine. 7 Q. Now, did you talk to him? 8 A. I've talked to him several times since then. 9 You mean that day? 10 Q. Yes, sir. 11 A. Yes. I talked to him because he's the one 12 who told me he had went down to try to see 13 what he could do but said that she was 14 telling everybody to get it and there was 15 nothing anybody could -- you know, nobody 16 could stop them after she told them that. 17 Q. All right. Now, is Marie Crum, was she also 18 a neighbor? 19 A. She was -- she had went to therapy with me. 20 I had -- you know, when I was injured, we 21 both had therapy together. And we kept in 22 contact to see what kind of progress we were 23 making with our injuries. And so after I</p> |
| <p style="text-align: right;">Page 195</p> <p>1 anybody tries to do something like that, says 2 she yells and tells them that it doesn't 3 belong to anybody and -- and they can get 4 what they want. And so that's what she had 5 told my daughter, also, that -- you know, 6 that it didn't belong to them and the people 7 could get it. 8 Q. And that would be Ms. Bryant? 9 A. My daughter. She had -- no, Ms. Bryant is my 10 daughter. Ms. Dumas told my daughter and her 11 sister -- she told the people that nothing 12 belonged to them. See, because my daughter 13 was telling them this is my father's stuff. 14 And she came out and told them, no, don't 15 listen to them. This -- nothing belongs to 16 them, get what you want. 17 Q. Telling the neighbors that? 18 A. Telling the neighbors and anybody who was 19 stopping. Because the neighbors had called 20 other people or their family. And from what 21 I understand, they had called other people in 22 to get things. 23 Q. So it was kind of take-as-catch-can, I guess?</p> | <p style="text-align: right;">Page 197</p> <p>1 couldn't get anybody else -- I didn't hear 2 anything from anybody else, I called her and 3 asked her if she could go by. 4 Q. And where does she live, sir? 5 A. I don't know. I have her phone number 6 somewhere, too. I can get that for you. 7 Q. All right. And, I'm sorry. Your cell phone 8 number is? 9 A. I don't use it enough. It's my sister's cell 10 phone. But I can get you all these cell 11 phone numbers. 12 Q. Again, that's going to help us as far as the 13 chronology of events. 14 A. Okay. 15 Q. Now, when you spoke to Ms. Crum, she's the 16 one who went and got Mr. Don Johnson? 17 A. Yes, sir. 18 Q. Okay. And then you spoke to Mr. Don Johnson? 19 A. Spoke to Mr. Johnson. 20 Q. And about what time? Again, I guess the cell 21 phone records are going to help us as far as 22 timing, but, day, night? 23 A. I don't -- it was -- it was -- it was during</p> |

14 (Pages 194 to 197)

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1 that day.
2 Q. All right, sir.
3 A. It was during that day, because --
4 MR. ROUNTREE: Is that it?
5 THE WITNESS: That's mine.
6 A. Okay. My phone -- my cell phone number is
7 205-790-3457.
8 Q. And that's with what service?
9 A. Verizon.
10 Q. And how long have you had that number, sir?
11 A. This is my sister's phone. It's not mine.
12 She just wanted me to travel with it since
13 this incident. I've only taken it whenever I
14 needed it because she wanted to keep up with
15 me.
16 Q. Now, would that be the phone that you were
17 using?
18 A. Either that or the house phone. I don't know
19 which one it was.
20 Q. And I'm sorry. The house phone number is?
21 A. 205-923-4432.
22 Q. And that's with what service?
23 A. I guess it's Bell. I'm not sure.

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1 if -- if I could speak to the police officer
2 and she called him over. And I assume that I
3 just knew it had to be, you know, him. But I
4 don't know if he identified himself or not.
5 Q. Do we believe that's the same officer,
6 Officer Watts?
7 A. Yes, sir. Because I think that Ms. Crum
8 had -- I -- I think she had mentioned that
9 she thought that that was his name. And so
10 when I got that yesterday, it kind of
11 verified that she did have the right one.
12 Q. So Officer Watts had been there the night
13 before?
14 A. The night before.
15 Q. And then the following day was there?
16 A. Yes.
17 Q. Would he have been in uniform?
18 A. Yes, sir.
19 Q. I wonder if it was the second shift. Then it
20 would be the afternoon shift that he was
21 there.
22 MR. ROUNTREE: The shift changes about
23 2:30, three o'clock.

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1 Q. It's a home landline?
2 A. Yes.
3 Q. But these are both your sister's numbers?
4 A. Yes, sir.
5 Q. And they would be listed under?
6 A. Mary Drake.
7 Q. Mary Drake. And how many kids does your
8 sister have?
9 A. She has one, one son.
10 Q. And he lives where?
11 A. He lives with her.
12 Q. And he's how old?
13 A. He's 30 -- about 33. He works for Social
14 Security. He's a computer operator.
15 MR. ROUNTREE: One second.
16 (Off-the-record discussion)
17 Q. Ms. Crum, while present there on that Monday
18 afternoon, while speaking to you, handed the
19 phone to a police officer?
20 A. To a police officer.
21 Q. Did the police officer identify himself?
22 A. Not that I remember. All I did was when
23 I -- I knew it was him because I asked

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1 A. Well, my -- I had called him the night
2 before, which was on the 18th. But my
3 daughter called him on the 19th because they
4 didn't want any confrontation, because they
5 were cursing them out about getting -- trying
6 to get something. And so they didn't want
7 any confrontation. So, from what I
8 understand, they called the police department
9 and asked them to send an officer out, and he
10 was the one that they sent back. So he had
11 some long hours, I guess.
12 MR. ROUNTREE: Let's go off the record
13 a second.
14 (Brief recess)
15 Q. Sir, I understand Ms. Crum handed the phone
16 to a police officer whom we understand was
17 Officer Watts, the same officer.
18 A. Yes, sir.
19 Q. Did the voice sound the same?
20 A. Yes, sir.
21 Q. Did he identify himself?
22 A. No, sir.
23 Q. Okay. But from the voice, it appeared to be

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1 the same officer --
 2 A. Yes, sir.
 3 Q. -- who had been there the day -- the night
 4 before?
 5 A. Who I talked to on the 18th, yes, sir. But
 6 at the time when I first initially talked to
 7 him, I did not relate him to that. I thought
 8 it was familiar, but I didn't relate it to
 9 him until later. And then I thought about
 10 it, yes, after everything had went down, I
 11 said that was the same voice, you know. But
 12 initially I did not relate them.
 13 Q. All right, sir. So this is January the 19th,
 14 Monday, that you're talking with Ms. Crum and
 15 this police officer?
 16 A. Yes, sir.
 17 Q. All right. And do you -- was it the
 18 afternoon or the morning; do you recall?
 19 A. It was -- I guess it was mid-morning, because
 20 that's when I initially found out. And I
 21 think it was mid-morning.
 22 Q. All right. And then -- mid-morning, ten,
 23 10:30 or so?

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1 A. Yes, sir.
 2 Q. On Monday the 19th?
 3 A. Uh-huh.
 4 Q. All right. And then what's the next thing
 5 that happens?
 6 A. That's when she took the phone up to
 7 Mr. Johnson. And -- and he talked to me and
 8 told me that there was nothing that he could
 9 do because of her telling everybody that they
 10 could -- it was a free-for-all. And then,
 11 while I was talking to him, I heard Ms. Crum
 12 in the background, and she stated, oh, I wish
 13 I had a camera. She said, she's walking out
 14 with the police officer and he has a bag in
 15 his hand. And he put -- he put a bag in the
 16 trunk of his car.
 17 Q. Of --
 18 A. Of the patrol car.
 19 Q. And then what happened, sir?
 20 A. And then she gave the phone -- Mr. Johnson
 21 gave the phone back to her and I told her
 22 thank you for what she had done and that I
 23 would be getting in touch with her again and

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1 speaking with her, and she hung up and that
 2 was it. That's the last I talked to her
 3 until I got in touch with her to write this
 4 letter for me.
 5 Q. All right, sir. Now, that's the morning of
 6 Monday the 19th. What happens next
 7 that -- that afternoon or noon or --
 8 A. I didn't do anything else. After that I -- I
 9 just -- just didn't know what else to do. So
 10 that whole day went, and I just waited for
 11 the next day to is when I came down, because
 12 I was thinking what's my next step, which was
 13 to come down here and try to get my safe, to
 14 get in the house. So I was going -- I went
 15 to lawyers to see if there was any paperwork
 16 I could get to get into the house. They told
 17 me that I had -- it was civil, they couldn't
 18 do anything and that I had to go to the
 19 police. So I went to the County to the
 20 Sheriff's Department. Then I went to the
 21 City. And that's when I was arrested.
 22 Q. All right, sir. Let me see. And, again, I'm
 23 sorry, but if I keep things in chronological

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1 order, my feeble brain can keep things
 2 together. Monday, did you have any other
 3 telephone calls, Monday, the 20th -- January
 4 20th or contacts with anyone?
 5 MR. ROUNTREE: Monday would have been
 6 the 19th.
 7 A. It would have been the 19th.
 8 Q. I'm sorry. I probably misspoke. You're
 9 right. The 19th.
 10 A. No, sir, not that I remember. I -- I
 11 don't -- I probably did have some, but after
 12 I heard about what was going on, I -- I
 13 really can't remember what went on that day.
 14 Q. All right, sir. So we've now discussed
 15 everything that you recall on Monday the 20th
 16 of January?
 17 A. Well, I went to the police department and I
 18 was in jail on the 20th. Yes, that's when I
 19 was arrested.
 20 MR. ROUNTREE: Monday was the 19th.
 21 MR. SHEEHAN: I'm sorry. I apologize.
 22 I wrote down the 19th. I wrote
 23 down the wrong date.

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1 Q. So that I'm clear, then, we can now -- we've
2 discussed everything that occurred on Monday,
3 January the 19th.
4 A. Yes, sir.
5 Q. Now, Tuesday, January the 20th.
6 A. Is when I came down.
7 Q. And about what time did you come, sir?
8 A. I don't know. I was out here as early as I
9 could be, because I wanted to get things
10 done. So it was early morning. I don't
11 remember, because I went -- started at
12 lawyers' offices and then I went to the
13 sheriff's office and then I was arrested at
14 the City.
15 Q. Who did you go see first?
16 A. I think I went to Julian McPhillips.
17 Q. Okay.
18 A. And I don't know who else I -- I don't
19 remember who else I went to, but I know I
20 went to them. And then I went to -- oh,
21 gosh. I don't remember who else it was. But
22 then I went -- but they told me to go down to
23 the County. They suggested I go down there

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1 Department, where did you go, sir?
2 A. To the City.
3 Q. And who did you speak with there?
4 A. A Major Murphy. Oh, that was -- I'm sorry.
5 Let's see. That was -- yeah, that's when I
6 got arrested -- no, I'm sorry. I'm sorry.
7 I'm messing up, too. Major Murphy was after
8 all of this -- after this had happened. I
9 spoke to a young lady that was up there that
10 sits at the desk when you walk into the
11 locked door that they press. Okay. I went
12 in there to ask if I -- if she could give me
13 some idea of what I could do to talk to
14 somebody to take me over to the house. And
15 she informed me that they didn't do that.
16 She said we don't do that, sir. That's a
17 civil matter. But I can tell you this, which
18 I'm sorry to say, we are going to have to
19 detain you. And -- because there is a
20 warrant for your arrest.
21 Q. And about what time is that, sir?
22 A. That was that afternoon, I think. Well, no.
23 I spent about eight hours in there so it had

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1 and fill out some -- it was some form that
2 they said I could probably fill out to hold
3 the sale of the house, to keep them from
4 being able to sell the house. They said I
5 needed to fill that out first. And I went
6 looking and asking questions about how I
7 could get this form. Nobody could tell me
8 anything about that. Then they said I'd have
9 to -- if I got it, I'd have to have a judge
10 sign it to okay the hold on it. And so I
11 didn't get anywhere with that. And so I then
12 went to, like I said, the City after leaving
13 the County. And -- and --
14 Q. Now, did you actually go to the Sheriff's
15 Office in the --
16 A. Yes, sir.
17 Q. -- courthouse?
18 A. Uh-huh. Uh-huh. I talked to someone there,
19 and they told me that it was a civil -- it
20 was a civil matter.
21 Q. Do you recall who you spoke with?
22 A. No, I don't.
23 Q. And after leaving the County Sheriff's

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1 to be that morning, because I stayed there
2 all day.
3 MR. ROUNTREE: 2:30.
4 THE WITNESS: I think it was 12
5 something, wasn't it?
6 MR. ROUNTREE: Yeah, 12:30. I'm sorry.
7 THE WITNESS: Yeah. Okay. Yeah.
8 Q. All right, sir. Let me show you what has now
9 been marked Defendant's Exhibit #77 and ask
10 you what that is, sir.
11 A. That's the arrest report. When I went down
12 to City Hall, they informed me that I was
13 going to be detained, and it was because of a
14 warrant that had been filed charging me with
15 criminal trespass.
16 Q. All right, sir. And about what time was
17 that?
18 A. About 12:30 p.m. on the 20th of January.
19 Q. All right, sir. So what happened then when
20 they said they were going to have to detain
21 you?
22 A. They -- I -- I had my cell phone with me, so
23 I called Mr. Hardy again, Tom Mr. Hardy again

17 (Pages 206 to 209)

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1 and informed him that they were going to put
2 me in jail.
3 Q. And that cell phone number is?
4 A. His -- his number. His number was 2 -- his
5 number was 288-6 -- 8607. 288-8607.
6 Q. Is that 334?
7 A. Yes, sir. And he -- that's his number. And
8 that's where I called for him to come and get
9 me. And that cell phone number that you have
10 there is the number I called from, this one
11 here.
12 Q. Would be area code 205?
13 A. Yes, sir.
14 Q. 790-3457?
15 A. Uh-huh.
16 Q. Which is the account at Verizon?
17 A. Mary Drake, uh-huh.
18 Q. And about what time did he arrive?
19 A. I'm assuming it took -- at least five or six
20 hours I was there.
21 Q. Did they -- where did they -- where were you?
22 A. I was in a holding cell. They took
23 fingerprints and pictures and all of this

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1 stuff, I'll tell you. And it was
2 embarrassing.
3 Q. While you were there, did you see anyone that
4 you knew?
5 A. No, sir.
6 Q. Has anyone told you that they saw you there?
7 A. No, sir.
8 Q. And Mr. Hardy arrives and what happens then?
9 A. He paid the \$500 bail and then we had to wait
10 for a while until the paperwork, because he
11 said he had sat down there waiting for that
12 for a couple of hours waiting for them to go
13 through that procedure. And after that was
14 cleared, then they told me I -- they came and
15 got me and gave me my clothes and all of my
16 belongings and told me that I could go. And
17 so I left with him.
18 Q. And about what time was that?
19 A. It was late that afternoon. I don't remember
20 the time.
21 Q. Had it already gotten dark?
22 A. I don't remember whether it had or not.
23 Q. All right. Where did you go, sir?

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1 A. I went back to his house. Went back over to
2 his house. I got my car and followed -- and
3 followed him.
4 Q. All right. And how long were you there at
5 Mr. Hardy's house?
6 A. I think I spent the night that night, if I'm
7 not mistaken.
8 Q. And then what -- what did you do the next
9 day?
10 A. I went to try to get him the money to pay him
11 back, because he had -- the \$500, and I went
12 and got some money to pay him back.
13 Q. All right. Now, is this -- does that bring
14 us up to Wednesday, January 21st?
15 A. Yes, sir.
16 Q. Okay. So where did you go to try to get the
17 money to pay Mr. Hardy back?
18 A. I went to the credit union, to the bank.
19 Q. And which credit union?
20 A. Maxwell.
21 Q. And were you successful?
22 A. Yes, sir. I had it. It was in my account.
23 So I had it.

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1 Q. And that's where you do your banking?
2 A. Yes, sir.
3 Q. And the account name is?
4 A. In Theodore Davis.
5 Q. Were you using that address of Rosedon Drive?
6 A. Yes, sir.
7 Q. Did he ask for a cashier's cash or did you
8 get him a cashier's check?
9 A. Who is that, now?
10 Q. Mr. Hardy.
11 A. Oh, no. No. I just gave him -- gave him the
12 cash.
13 Q. All right. And then what happened, sir?
14 A. I -- I guess it was just a regular day of me
15 trying to figure out what was going on. I
16 don't know what -- I don't know what else I
17 did after that.
18 MR. ROUNTREE: Did you go to the city
19 dump?
20 THE WITNESS: I don't think that was
21 that day. I don't remember when I
22 went to the city dump. I went to
23 the city dump the day that --

18 (Pages 210 to 213)

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